



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

775

Applicant(s): Weigle et al
Serial No: 10/540,310 Art Unit: Unassigned
Filed: 19 December 2003 Examiner: Unassigned
Title: BREAST SPECIFIC PROTEIN EXPRESSED IN CANCER AND
METHODS OF USE THEREOF
Docket No: 689290-244

6 December 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmittal Cover Sheet

Sir:

In response to the Notice of Missing Requirements, dated 4 November 2005,
Applicants herewith submit the following:

1. Declaration of the inventors (executed – 4 sheets);
2. Copy of Notice Form;
3. Return Post Card.

Applicants request that the Commissioner charge any additional fee set in 37
CFR 1.17 for this correspondence, or credit any overpayment, to Deposit Acct. No. 03-
0678.

Serial No: 10/540,310
Filed: 19 December 2003

FIRST CLASS CERTIFICATE

I hereby certify that this
correspondence is being deposited
today with the U.S. Postal Service as
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addressed to:

**Commissioner for Patents
P.O. Box 1450
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Alan J. Grant 12/6/05
Alan J. Grant, Esq. Date

Respectfully submitted,

Alan J. Grant

Alan J. Grant, Esq.
Reg. No. 33,389

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PCT #5
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UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.

10/540,310

FIRST NAMED APPLICANT

Bernd Weigle

ATTY. DOCKET NO.

689290-244

INTERNATIONAL APPLICATION NO.

PCT/US03/40710

I.A. FILING DATE

12/19/2003

PRIORITY DATE

12/20/2002

27162

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CONFIRMATION NO. 4640

371 FORMALITIES LETTER



OC000000017391393

Date Mailed: 11/04/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/20/2005
- Copy of the International Search Report filed on 06/20/2005
- Biochemical Sequence Diskette filed on 06/20/2005
- Oath or Declaration filed on 06/20/2005
- Biochemical Sequence Listing filed on 06/20/2005
- Request for Immediate Examination filed on 06/20/2005
- U.S. Basic National Fees filed on 06/20/2005
- Priority Documents filed on 06/20/2005

| | |
|------------------|---------|
| DATE RECEIVED: | 11-7-05 |
| DATES ENTERED: | |
| 1) missing parts | |
| 2) due 1-4-06 | |
| 3) | |
| 4) | |
| 5) | |
| 6) | |
| 7) | |
| 8) | |
| 9) | |
| 10) | |
| 11-8 PM | |

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/540,310 | PCT/US03/40710 | 689290-244 |

FORM PCT/DO/EO/905 (371 Formalities Notice)